

Murray City Municipal Council Chambers Murray City, Utah

The Municipal Council of Murray City, Utah, met on Tuesday, the 21st day of July, 2009 at 6:30 p.m., for a meeting held in the Murray City Council Chambers, 5025 South State Street, Murray, Utah.

Roll Call consisted of the following:

Jeff Dredge,	Council Chair
Krista Dunn,	Council Member
Pat Griffiths,	Council Member - Conducted
Robbie Robertson,	Council Member
Jim Brass,	Council Member

DRAFT

Others who attended:

Daniel Snarr,	Mayor
Jan Wells,	Chief of Staff
Michael Wagstaff,	Council Director
Carol Heales,	City Recorder
Frank Nakamura,	City Attorney
Pat Fong,	Police Chief
Craig Burnett,	Assistant Police Chief
Doug Hill,	Public Services Director
Tim Tingey,	Economic Development Director
Greg Bellon,	Assistant General Manager, Power
Patricia Wilson,	Finance Director
Citizens	

AWAITING FORMAL APPROVAL

A. OPENING CEREMONIES

1. Pledge of Allegiance - Greg Bellon, Assistant General Manager, Power Department.

2. Approval of Minutes for June 7th, 2009:

Ms. Dunn made a motion to approve the minutes.
Mr. Brass 2nd the motion.

Voice vote taken; All Ayes

3. Special Recognition: Swearing in of “Bear” as an Honorary Police Officer.

Staff Presentation: Chief Pete Fondaco

Chief Fondaco stated that, after “Bear” attended the third DARE graduation this year, they had presented him with a badge and made him a Special Community Officer for the Murray City Police Department. Then they started thinking that this shouldn’t be done without coming before the Council to be sworn in. “Bear” attends not only the DARE graduations, but the Health and Safety Fairs, the DARE basketball games, the National Night Out Against Crime, as well as others. Whenever the City needs someone that will be a draw, they go to Bear. It has been ten years now, and he is the only one that hasn’t aged!

Carol Heales, City Recorder, performed the swearing in ceremony.

Chief Fondaco added that over the past ten years, they have collected many photographs with “Bear” along with many memories, and the City is proud to have him.

B. CITIZEN COMMENTS (Comments are limited to 3 minutes unless otherwise approved by the Council.)

None given.

Public Comment closed.

C. CONSENT AGENDA

None scheduled

D. PUBLIC HEARINGS

Staff and sponsor presentations, public comment and discussion prior to Council action on the following matter:

- 1. Consider an Ordinance amending the budgets of the General Fund, Capital Projects Fund, Storm Water Fund, Community Development Block Grant Fund, and Redevelopment Agency Fund for Fiscal Year 2009-2010.**

Staff presentation: Patricia Wilson, Finance Director

Ms Wilson stated that this is an amendment to the current Fiscal Year 2009-2010 Budget; these amendments need to be made due to information received that was not available at the time the budget was approved.

Because of weather delays, they needed to bring forward some expenditures on road construction and Storm Water improvement constructions that were budgeted in Fiscal Year 2009 but were not completed and need to be carried forward. They will need to amend the General Fund expenditures by \$27,000; the Capital Projects Fund by \$288,000; the Storm Water Fund by \$63,000. These expenditures would be funded by the carry forward from the unreserved fund balance in those respective funds.

They also need to bring forward \$60,000 worth of expenditures that were used for consulting firm payments, which would go to the RDA Fund, and again, that would be funded from unreserved fund balance carry forward.

There is one new item: they received information that the City could receive some additional Community Development Block Grant Funding, available for asphalt, curb and gutter improvements on Fairborne Avenue; the amount of that is \$97,500 and that would be a new expenditure item, backed by new revenue.

Ms. Wilson recommends making these adjustments or amendments to the Fiscal Year 2009-2010 Budget.

Council consideration of the above matter to follow Public Hearing

None given

Mr. Brass made a motion to adopt the Ordinance.
Mr. Robertson 2nd the motion.

Call vote recorded by Carol Heales:

A Ms. Dunn
A Mr. Dredge
A Mr. Robertson
A Mr. Brass
A Ms. Griffiths

Motion passed 5-0

DRAFT

E. UNFINISHED BUSINESS

None scheduled

F. NEW BUSINESS

1. Consider a Resolution approving an agreement between the City and the Community Development Corporation of Utah for administration of the City's Down-Payment and Closing-Cost-Assistance Program ("Program") funded by Community Development Block Grant funds and defining the Program Policies.

Staff presentation: Tim Tingey, Community & Economic Development Director

Mr. Tingey stated that this item was discussed on the July 7, 2009 Committee of the Whole meeting and the focus of this is to define the policies for the Down-Payment-Closing-Costs Assistance Program, that they have allocated as part of their Community Development Block Grant Program for this year, and also to enter into an agreement to have Community Development Corporation assist them in administering these programs.

Mr. Tingey said that this program is to assist low to moderate income home buyers in purchasing a home in Murray City; they have had a lot of interest in this, especially recently, in seeing if there are any assistance programs that Murray offers. They have this program now in place; it would establish it as a loan program that would be forgiven after 15 years if they remain in their home. The minimum loan amount would be \$5,000 and could be approved up to \$7,500 for down payment and closing cost assistance. Their department would administer this, and work with CDC in this process; their responsibilities are very important, because they are having them secure these as loans. They would inspect properties, insure that the loan documents are not predatory lending practices, and they are not just protecting the City and its resources as a City, but also these applicants that come in trying to buy a home.

Mr. Tingey stated that they feel that their track record, 20 years of doing this, assisting many communities, including Salt Lake, Taylorsville, Sandy, St. George, makes the City feel like this would be a great opportunity to partner with them.

Mr. Tingey said that they are recommending approval of the program policies for this program, and also the Resolution for an agreement with Community Development Corporation.

DRAFT

Ms. Dunn made a motion to adopt the Resolution.

Mr. Dredge 2nd the motion.

Call vote recorded by Carol Heales:

A Ms. Dunn

A Mr. Dredge

A Mr. Robertson

A Mr. Bass

A Ms. Griffiths

Motion passed 5-0

2. Consider a Resolution appointing the City's two representatives to serve on the Murray City Development Agency Taxing Entity Committee ("TEC") for all urban renewal and economic development projects within the City.

Staff Presentation: Tim Tingey, Community & Economic Development Director.

Mr. Tingey stated that as the Redevelopment Agency receives funding through the collection of tax increment financing, they are required to meet with the Taxing Entity Committee at least once per year to go over projects, budgets and processes; they are coming upon that time again, as well as looking at some modifications to their redevelopment areas.

Based upon that, State Code requires that the legislative body appoint two people to serve on this Taxing Entity Committee, and so they are recommending that the Council appoint two people to serve.

Ms. Griffiths noted that the Resolution contained a couple of blanks, and asked if those need to be filled in before the Council approves the Resolution. She also asked about the procedure, asking if they will nominate appointees.

Mr. Tingey stated that those areas are for the people's names who are appointed; and said that the Council could go into a motion to include those people.

Mr. Brass added that in the last Taxing Entity Committee, on which both he and Mr. Dredge served on, they could either follow that, which would put he and Krista Dunn on it, as Krista is RDA Vice Chair and Budget Chair, and he is the RDA Chair, and it would make sense to do that.

Mr. Robertson made a motion to adopt the Resolution, with Jim Brass and Krista Dunn serving as the two representatives for the City.

Mr. Dredge 2nd the motion.

Call vote recorded by Carol Heales:

A Ms. Dunn
A Mr. Dredge
A Mr. Robertson
A Mr. Brass
A Ms. Griffiths

Motion passed 5-0

3. Consider an Ordinance amending Section 13.32.370 of the Murray City Municipal Code relating to connections with the public sewer.

Staff presentation: Doug Hill, Public Services Director

Mr. Hill stated that the City's current practice for sewer hookups is to require all buildings on a property to connect directly to the main sewer line; it is a fairly expensive process to hook up a sewer line to the main sewer. Recently they have been working with Mr. Tingey, on a proposed new accessory dwelling ordinance, which is proposing to allow people that live in accessory buildings to do so under this new ordinance.

This is yet to come to the Council, he understands that it is still going through the Planning Commission, but they have also had requests for temporary and seasonal

business, where it is somewhat of a hardship for them to connect to the sewer. In contemplating all of this, and anticipating the best way to accommodate these types of uses, they feel that they do not want to stand in the way of these businesses or in the way of these accessory dwelling units from being able to have sewer services.

The Ordinance before the Council will allow accessory dwelling units and seasonal businesses to connect to a lateral, as approved by the sewer department. This would reduce the total cost for them to have a sewer connection, but it is only going to be limited to these types of uses. For most uses, they are still going to require people to connect to the main sewer line for various reasons, but for these temporary uses, or the accessory dwelling units, should the Ordinance be approved, it would allow them to connect to a lateral line.

Mr. Robertson asked if there is a mechanism there to make sure that the City doesn't overload those dwellings.

Mr. Hill said that there is, and that is the reason that it would be subject to a review by the sewer department. They would be able to run those calculations and only approve it in the event that it would not overload the existing laterals, and they would be able to look at a lot of other factors, such as flow lines and conditions of sewer lines, before they would allow the connections.

Mr. Brass added that he likes this ordinance; one of the reasons that they did the Cherry Street issue in RDA was for this very thing. They needed to run a connection from an accessory building out front, and for a small business, the cost is quite high.

Ms. Griffiths noted that the exception language in the ordinance covers things that would not work.

Mr. Hill stated that they are comfortable with the language that has been drafted into this Ordinance.

Mr. Brass made a motion to adopt the Ordinance.

Ms. Dunn 2nd the motion.

Call vote recorded by Carol Heales:

<u> A </u>	Ms. Dunn
<u> A </u>	Mr. Dredge
<u> A </u>	Mr. Robertson
<u> A </u>	Mr. Brass
<u> A </u>	Ms. Griffiths

Motion passed 5-0

4. Consider an Ordinance enacting Section 15.08.040 of the Murray City Municipal Code relating to building permits.

Staff presentation: Doug Hill, Public Services Director

Mr. Hill stated that they refer to this Ordinance as the “Inspector Ordinance” because the State Legislature, this past session, passed a State Law that says when an inspector is inspecting a single-family residence, and someone wants to appeal the decision of the inspector, then there is a mechanism set up through the City or enforcing agency, to allow that to happen.

What they have done, is adopted the language from the State Law and make it part of the City Code, so that if someone is not happy with one of the building inspector decisions, there is an appeal process that they can go through to have that reviewed.

Mr. Dredge made a motion to adopt the Ordinance.
Mr. Brass 2nd the motion.

Call vote recorded by Carol Heales:

A Ms. Lunn
A Mr. Dredge
A Mr. Robertson
A Mr. Brass
A Ms. Griffiths

Motion passed 5-0

G. MAYOR’S REPORT

Mayor Snarr complimented the Road Department; they have been extremely busy, and engineers have worked very hard. If you look at Allendale Drive, they have been very aggressive on that road, and he is very excited about the end result. It is going to be a much better road. 5290 is being worked on, and many of the roads are making great progress.

The City is going to use the old armory maintenance facility to store a lot of the supplies and such for the World Series Babe Ruth Baseball Tournament.

The Mayor spoke with the people who built the Murray float for the parade, and they wanted the Mayor to express their appreciation to everyone for helping them. Being that float was all about how beautiful Jordan River Parkway is, and prior administrations vision was with that area, so it is nice to pitch in and help sometimes, it was a nice community effort.

H. QUESTIONS OF THE MAYOR

Mr. Robertson, speaking to Mr. Hill, stated that Allendale Drive is within his district, and that it has been a long, arduous process, but he has not had one call to complain about it. There are good people living in that area, who understand that once it is completed, it will be much better.

Ms. Griffiths stated that, in addition to the major projects that are going on right now, she wanted to commend them for not only the big jobs, but also for their fast and efficient work on the minor repairs and work that they do everyday.

Mr. Brass added that they had a Community Preparedness BBQ last Monday, and one of the neighbors came out and said he had called the City to get a recycling can, and was told that “they were sorry, we are kind of busy, so it will take a little longer than normal”, and he timed it: six minutes later the can arrived at his home, apologizing that it took so long; and the guy was serious about it!

Ms. Griffiths agreed that these stories happen every day, and all their thanks goes to the dedicated employees of the City.

Ms. Dunn said that the switch over on the garbage has been great, they have not heard of any problems at all with the change, and extended her appreciation as well.

ADJOURNMENT